

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2120 - SB 2071

March 22, 2011

SUMMARY OF BILL: Establishes probable cause for a law enforcement officer to stop and search a known member of a criminal gang or a person wearing clothing or insignia indicating the person is affiliated with a criminal gang, if any member of the criminal gang has been implicated in the death of a law enforcement officer killed in the line of duty.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Current law provides for varying levels of detention of individuals suspected of criminal activity within the parameters established by state and federal law. Defining probable cause related to the detention and search of gang members when the gang itself has been implicated in the death of a law enforcement officer will not significantly affect the operations of state or local law enforcement.
- Any increase in the number of motions challenging the constitutionality of a particular detention by law enforcement officers due to the provisions of this bill can be accommodated within existing resources without a significant impact on the caseloads of the courts.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

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